

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

In Re: : Chapter 13
: Bankruptcy No. 15-21444-JAD
LESLIE LEE LYONS AND KATHY J. LYONS :
: Related to Doc. No. 137
Debtor, :
===== :
LESLIE LEE LYONS AND KATHY J. LYONS :
: Movant,
vs. :
RUSHMORE LOAN MANAGEMENT SERVICES, :
Respondent :

INTERIM MORTGAGE MODIFICATION ORDER

On 9/21/2016, the above named Debtor(s) and Respondent RUSHMORE LOAN MANAGEMENT SERVICES (“Creditor”) entered into a trial modification (the “Trial Modification”), through the Court’s *Loss Mitigation Program* (LMP), with respect to the FIRST mortgage on the Debtor’s residence. The terms of the Trial Modification require monthly payments in the amount of \$642.15 (“Trial Payments”) to begin on **10/1/2016** and to continue in that amount until **12/1/2016** (the “Trial Modification Period”). In light of the need for an immediate change in the distribution to the Creditor, the Debtor(s) request the Court to enter this *Interim Mortgage Modification Order* until a final, permanent modification can be presented to the Court for approval.

***AND NOW*, this 9th day of December, 2016, for the foregoing reasons it is hereby
ORDERED, ADJUDGED and DECREED that:**

(1) The Chapter 13 Trustee is authorized and directed to modify the distributions to the above-named Creditor for the Trial Modification Period. Each Trial Payment shall be made in the

PAWB Local Form 47 (04/14)

Page 1 of 2

Amount of \$905.00 for the following months 10/1/2016, 11/1/2016, 12/1/2016. Following the Trial Modification Period, the Chapter 13 Trustee shall continue to make distributions in the same amount as the Trial Payments until further Order of Court.

(2) In the event that a Permanent Modification is reached between the Parties, the Debtor *immediately* shall file a *Motion to Authorize the Loan Modification* in compliance with *W.PA.LBR 9020-6(d)*.

(3) The LMP Period is extended until fourteen (14) days after the expiration of the Trial Modification Period. If the Debtor has not filed a *Motion to Authorize the Loan Modification* within fourteen (14) days after the expiration of the Trial Modification Period, then the Debtor shall *immediately* file and serve either a *Motion to Extend the Loss Modification Period* pursuant to *W.PA.LBR 9020-5(b)* or a *Motion to Terminate the Loss Modification Program* pursuant to *W.PA.LBR 9020-5(c)* that sets forth the specific reasons why an agreement was not reached.

(4) Any Party may seek a further hearing regarding the amendment or termination of this *Order* at any time during the Trial Modification Period by filing an appropriate Motion.

(5) Within three (3) days of entry of this *Order*, Debtor shall serve this *Order* electronically on the Chapter 13 Trustee at the following email address: **LMP@chapter13trusteewdpa.com** and Debtor shall not be entitled to rely on CM/ECF or United States Mail for service of this *Order* on the Chapter 13 Trustee. The Debtor(s) Certificate of Service shall reflect service upon the above identified email address.



JEFFERY A. DELLER **mas**
CHIEF UNITED STATES BANKRUPTCY JUDGE

Case administrator to serve:

Debtor(s)
Counsel for Debtor(s)
[Counsel for Creditor]
Ronda J. Winnecur, Esq. Ch 13 Trustee

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FILED
12/9/16 3:07 pm
CLERK
U.S. BANKRUPTCY
COURT - WDPA **Page 2 of 2**

In re:
Leslie Lee Lyons
Kathy J. Lyons
Debtors

Case No. 15-21444-JAD
Chapter 13

CERTIFICATE OF NOTICE

District/off: 0315-2

User: culy
Form ID: pdf900

Page 1 of 1
Total Noticed: 1

Date Rcvd: Dec 09, 2016

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Dec 11, 2016.

db/jdb +Leslie Lee Lyons, Kathy J. Lyons, 3105 Bergman Street, Pittsburgh, PA 15204-1849

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.
NONE. TOTAL: 0

***** BYPASSED RECIPIENTS *****

NONE.

TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.
USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Dec 11, 2016

Signature: /s/Joseph Speetjens

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on December 9, 2016 at the address(es) listed below:

Andrew F Gornall on behalf of Creditor Wilmington Savings Fund Society, Et Al...
agornall@goldbecklaw.com, bkgroup@goldbecklaw.com;bkgroup@kmllawgroup.com
Andrew F Gornall on behalf of Creditor Fay Servicing, LLC agornall@goldbecklaw.com,
bkgroup@goldbecklaw.com;bkgroup@kmllawgroup.com
David W. Raphael on behalf of Creditor Citibank, N.A., as trustee for CMLTI Asset Trust, by
Fay Servicing, its Servicing Agent draphael@grenenbirsic.com, mcupec@grenenbirsic.com
Jeffrey R. Hunt on behalf of Creditor City and School District of Pittsburgh jhunt@grblaw.com,
cnoroski@grblaw.com
Jeffrey R. Hunt on behalf of Creditor Pittsburgh Water & Sewer Authority jhunt@grblaw.com,
cnoroski@grblaw.com
Joshua I. Goldman on behalf of Creditor Pretium Mortgage Credit Partners
bkgroup@kmllawgroup.com
Joshua I. Goldman on behalf of Creditor Citibank, N.A., as trustee for CMLTI Asset Trust
bkgroup@kmllawgroup.com
Kimberly A. Bonner on behalf of Creditor WELLS FARGO BANK, N.A. amps@manleydeas.com
Martin A. Mooney on behalf of Creditor TD Auto Finance LLC tshariff@schillerknapp.com,
tshariff@ecf.courtdrive.com;kcollins@schillerknapp.com
Michael S. Geisler on behalf of Joint Debtor Kathy J. Lyons m.s.geisler@att.net,
msggeis@yahoo.com;michaelgeisler13@gmail.com
Michael S. Geisler on behalf of Debtor Leslie Lee Lyons m.s.geisler@att.net,
msggeis@yahoo.com;michaelgeisler13@gmail.com
Office of the United States Trustee ustpregion03.pi.ecf@usdoj.gov
Peter J. Ashcroft on behalf of Creditor Duquesne Light Company pashcroft@bernsteinlaw.com,
ckutch@ecf.courtdrive.com;pashcroft@ecf.courtdrive.com;pghecf@bernsteinlaw.com;cabbott@ecf.courtd
rive.com
Peter J. Ashcroft on behalf of Creditor TD Auto Finance LLC pashcroft@bernsteinlaw.com,
ckutch@ecf.courtdrive.com;pashcroft@ecf.courtdrive.com;pghecf@bernsteinlaw.com;cabbott@ecf.courtd
rive.com
Ronda J. Winneccour cmecf@chapter13trusteeewda.com
S. James Wallace on behalf of Creditor Equitable Gas Bankruptcy Department sjw@sjwpgh.com,
Equitablebankruptcy@peoples-gas.com;srk@sjwpgh.com

TOTAL: 16